

IN THE UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF TEXAS  
WICHITA FALLS DIVISION

IN RE:

STEPHEN LAWRENCE LAROCHE

CASE NO: 11-70050-HDH-13

HEARING DATE: 2/12/2014

HEARING TIME: 10:30 AM

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**TRUSTEE'S MOTION TO DISMISS**

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NOW COMES Walter O'Cheskey, Chapter 13 Trustee, and files this Trustee's Motion to Dismiss in accordance with 11 U.S.C. 1307(c), Rule 9014, Rule 1017(f)(1), and General Order 2010-01 and would respectively show unto to the Court as follows:

Debtor is in material default of the most recent confirmed plan or modified plan per 11 U.S.C. 1307(c). The most recent confirmed plan or modified plan required the Debtor(s) to pay \$311.00 per month beginning 3/19/2011. The total amount paid to the Trustee is \$10,191.00 and the total amount in arrears is \$281.00 through December 2013.

Certified funds must be delivered to the following address to cure this default:

**Standing Chapter 13 Trustee  
PO Box 94210  
Lubbock, TX 79493**

Debtor has failed to provide the following tax information to the Trustee:

2012 Tax Return per Order Compelling filed November 22, 2013.

WHEREFORE, the Trustee prays that this Chapter 13 case be dismissed per 11 U.S.C. 1307(c).

Respectfully submitted,

/s/ Walter O'Cheskey

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Walter O'Cheskey  
Chapter 13 Trustee

A HEARING WILL BE HELD 2/12/2014 AT 10:30 AM AT THE FOLLOWING ADDRESS:

VIDEO: US COURTHOUSE ROOM 208, 10TH & LAMAR STREETS, WICHITA FALLS, TEXAS 76301

A PRE-HEARING CONFERENCE WITH THE TRUSTEE SHALL BE HELD AT:  
US COURTHOUSE ROOM 208, 10TH & LAMAR STREETS, WICHITA FALLS, TEXAS 76301  
AT 8:30am. ALL PARTIES ARE REQUIRED TO ATTEND THE PREHEARING CONFERENCE.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Motion to Dismiss was this date served on the following parties electronically or at the addresses listed below by U.S. First Class mail:

STEPHEN LAWRENCE LAROCHE 310 CREST DRIVE JEFFERSON CITY MO 65109

LINEBARGER GOGGAN BLAIR & SAMPSON 2323 BRYAN STREET SUITE 1600 DALLAS TX 75201

HIGIER, ALLEN, & LAUTIN PC 5057 KELLER SPRINGS ROAD SUITE 600 ADDISON TX 75001

Date: 12/23/2013

/s/ Walter O'Cheskey

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Walter O'Cheskey  
Chapter 13 Trustee